

The Village of Northfield

REGULAR COUNCIL MEETING

Agenda – September 14, 2016

Pledge of Allegiance

Call to Order; Roll Call; Approval of Minutes

Presentation of Petitions, Memorials and Remonstrances

Reports of Municipal Officers:

Jesse J. Nehez, Mayor
Tricia Ingrassia, Finance Director
Richard Wasosky, Engineer
Brad Bryan, Law Director

Department Heads:

Mark Wentz, Police Chief
Jason Buss, Fire Chief
Jason Walters, Service/Building Superintendent

Reports of Municipal Boards and Commissions:

Alan Hipps, Planning Commission
Mayor Nehez, Recreation Board
Beatrice Greenlee, Cemetery Board

Reports of Standing Committees:

Nicholas Magistrelli, Finance
James Daugherty, Roads/Public Works
Renell Noack, Health and Welfare
Gary Vojtush, Wages and Working Conditions
Jennifer Domzalski, Fire and Safety
Alan Hipps, Buildings and Grounds

Legislation:

2016-79 – An Emergency Ordinance Establishing Section 1268.11 of the Planning and Zoning Code Relating to Lighting in B-1, B-2, and B-3 District Parking Lots. (Second Reading)

2016-81 – An Emergency Resolution Confirming the Mayor/Director of Public Safety's Appointment of John Walendzik as a Full-Time Fire Fighter.

2016-82 – An Emergency Resolution Confirming the Mayor/Director of Public Safety's Appointment of Raymond DiSanto as a Part-Time Fire Fighter.

2016-83 – An Emergency Resolution Confirming the Mayor/Director of Public Safety's Appointment of William Millard as a Part-Time Fire Fighter.

2016-84 – An Emergency Resolution Confirming the Mayor/Director of Public Safety's Appointment of Andrew Miller as a Part-Time Fire Fighter.

2016-85 – An Emergency Resolution Confirming the Mayor/Director of Public Safety's Appointment of Matthew O'Donnell as a Part-Time Fire Fighter.

2016-86 – An Emergency Resolution Confirming the Mayor/Director of Public Safety's Appointment of Luke Sawyer as a Part-Time Fire Fighter.

2016-87 – An Emergency Resolution Confirming the Mayor/Director of Public Safety's Appointment of Matthew Taylor as a Part-Time Fire Fighter.

2016-88 – An Emergency Resolution Authorizing Certain Amendments to the 2016 Appropriation Resolution and/or Transferring Items Already Appropriated in that Resolution.

2016-89 – An Emergency Resolution Authorizing the Mayor to Renew the Village's Agreement with the Legal Defenders Office of Summit County, Ohio for Indigent Representation in Stow Municipal Court.

2016-90 – An Emergency Resolution Authorizing the Mayor to Enter into a Lease-Purchase Agreement with Huntington Public Capital Corporation to Finance an Ambulance and a Salt Loader.

2016-91 – An Emergency Resolution Authorizing the Purchase of a New Volvo L60G Salt Loader from Rudd Equipment Company.

Old Business; New Business; Announcements; Adjournment

VILLAGE OF NORTHFIELD ORDINANCE NO. 2016-79

AN EMERGENCY ORDINANCE ESTABLISHING SECTION 1268.11 OF THE
PLANNING AND ZONING CODE RELATING TO LIGHTING IN B-1, B-2, AND B-3
DISTRICT PARKING LOTS

WHEREAS, unlit business and institutional parking lots pose a danger to the safety of nighttime patrons of and visitors to the premises; and

WHEREAS, the Mayor and Council wish to enact Section 1268.11 of the Codified Ordinances requiring all parking lots in B-1, B-2, and B-3 Districts that service businesses or institutions that are open or hold events or functions any time between sundown and sunrise to provide and maintain adequate lighting in parking lots to balance and promote the safety of patrons and visitors to the property and the quiet enjoyment of adjacent residential properties.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Council of the Village of Northfield hereby enacts Section 1268.11 of the Codified Ordinances as indicated in the attachment hereto.

SECTION 2. That the rest and remainder of the Codified Ordinances shall remain as presently drafted unless inconsistent herewith.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Ordinance were taken in an open meeting of this Council or any of its legal committees and/or were in compliance with all legal requirements.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that it will enhance the safety of nighttime patrons, visitors, and employees of businesses and institutions in the Village, and this Ordinance shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Ordinance was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

1268.11 LIGHTING IN B-1, B-2, and B-3 DISTRICT PARKING LOTS.

(a) Parking Lots Required to be Lighted. All parking lots in B-1, B-2, and B-3 Districts that service businesses or institutions that are open or hold events or functions any time between sundown and sunrise shall provide adequate lighting to light the parking lot in order to promote the safety of patrons of and visitors to the property.

(b) Maintenance of Lights. All lighting fixtures, supporting structures, and hardware must be structurally safe, clean, free of visible defects, and functioning properly at all times. Visible rot or rust, falling parts, burned out bulbs, peeling paint, or broken parts are prima facie evidence that the lighting is not in good repair.

(c) Light Pollution Controls. Lighting plans and lights on the property shall provide for zero foot candle levels at the property line, and there shall be no light passage beyond the property lines. Lighting shields necessary to screen the lights from adjacent residential properties shall be installed to the extent necessary so that the source of the light cannot be seen from the adjacent residential properties.

(d) Penalty. Any person, firm, entity, or company, including, but not limited to, the owner of the property, his or her authorized property manager or agent, or any occupant responsible for outdoor parking lot maintenance issues who violates or fails to comply with any provision of this section is guilty of a misdemeanor of the first degree. The institution of any penalties provided herein shall not preclude the Municipality from instituting any additional appropriate action or proceeding in a court of proper jurisdiction to require compliance with the provisions of this section.

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-81
AN EMERGENCY RESOLUTION CONFIRMING THE MAYOR/DIR. OF PUBLIC
SAFETY'S APPOINTMENT OF JOHN WALENDZIK AS A FULL-TIME FIRE FIGHTER

WHEREAS, a full-time firefighter vacancy has been created by the resignation of Ryan Milligan; and

WHEREAS, John Walendzik has been employed as a part-time firefighter with the Department and is the top candidate on the full-time firefighter eligibility list; and

WHEREAS, Council desires to confirm the Mayor/Director of Public Safety's appointment of the above individual as a Full-Time Firefighter.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Mayor's appointment of John Walendzik as a Full-Time Firefighter with the Northfield Village Fire Department is hereby and herein confirmed, effective September 18, 2016.

SECTION 2. That said appointment shall involve a one year probationary period pursuant to the terms of Section 11.04 of the Village Charter.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 4: That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that it will assist with the proper protection of the Village's residents, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-82
AN EMERGENCY RESOLUTION
CONFIRMING THE MAYOR/DIRECTOR OF PUBLIC SAFETY'S APPOINTMENT OF
RAYMOND DISANTO AS A PART-TIME FIRE FIGHTER

WHEREAS, the Officers of the Fire Department have determined that there is a need to add additional members to the Department; and

WHEREAS, the Department's Officers have determined that Raymond DiSanto is an excellent candidate for appointment to the Department; and

WHEREAS, Council desires to confirm the Mayor/Director of Public Safety's appointment of the above individual to the Village's Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Mayor's appointment of Raymond DiSanto as a Part-Time Fire Fighter with the Northfield Village Fire Department is hereby and herein confirmed. This appointment shall be conditioned upon the completion and passage of the pre-employment physical and drug screen required of new Village employees.

SECTION 2. That said appointment shall involve a one year probationary period pursuant to the terms of Section 11.04 of the Village Charter.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that it will assist with the proper protection of the Village's residents, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-83
AN EMERGENCY RESOLUTION
CONFIRMING THE MAYOR/DIRECTOR OF PUBLIC SAFETY'S APPOINTMENT OF
WILLIAM MILLARD AS A PART-TIME FIRE FIGHTER

WHEREAS, the Officers of the Fire Department have determined that there is a need to add additional members to the Department; and

WHEREAS, the Department's Officers have determined that William Millard is an excellent candidate for appointment to the Department; and

WHEREAS, Council desires to confirm the Mayor/Director of Public Safety's appointment of the above individual to the Village's Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Mayor's appointment of William Millard as a Part-Time Fire Fighter with the Northfield Village Fire Department is hereby and herein confirmed. This appointment shall be conditioned upon the completion and passage of the pre-employment physical and drug screen required of new Village employees.

SECTION 2. That said appointment shall involve a one year probationary period pursuant to the terms of Section 11.04 of the Village Charter.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that it will assist with the proper protection of the Village's residents, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-84
AN EMERGENCY RESOLUTION
CONFIRMING THE MAYOR/DIRECTOR OF PUBLIC SAFETY'S APPOINTMENT OF
ANDREW MILLER AS A PART-TIME FIRE FIGHTER

WHEREAS, the Officers of the Fire Department have determined that there is a need to add additional members to the Department; and

WHEREAS, the Department's Officers have determined that Andrew Miller is an excellent candidate for appointment to the Department; and

WHEREAS, Council desires to confirm the Mayor/Director of Public Safety's appointment of the above individual to the Village's Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Mayor's appointment of Andrew Miller as a Part-Time Fire Fighter with the Northfield Village Fire Department is hereby and herein confirmed. This appointment shall be conditioned upon the completion and passage of the pre-employment physical and drug screen required of new Village employees.

SECTION 2. That said appointment shall involve a one year probationary period pursuant to the terms of Section 11.04 of the Village Charter.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that it will assist with the proper protection of the Village's residents, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-85
AN EMERGENCY RESOLUTION
CONFIRMING THE MAYOR/DIRECTOR OF PUBLIC SAFETY'S APPOINTMENT OF
MATTHEW O'DONNELL AS A PART-TIME FIRE FIGHTER

WHEREAS, the Officers of the Fire Department have determined that there is a need to add additional members to the Department; and

WHEREAS, the Department's Officers have determined that Matthew O'Donnell is an excellent candidate for appointment to the Department; and

WHEREAS, Council desires to confirm the Mayor/Director of Public Safety's appointment of the above individual to the Village's Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Mayor's appointment of Matthew O'Donnell as a Part-Time Fire Fighter with the Northfield Village Fire Department is hereby and herein confirmed. This appointment shall be conditioned upon the completion and passage of the pre-employment physical and drug screen required of new Village employees.

SECTION 2. That said appointment shall involve a one year probationary period pursuant to the terms of Section 11.04 of the Village Charter.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that it will assist with the proper protection of the Village's residents, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-86
AN EMERGENCY RESOLUTION
CONFIRMING THE MAYOR/DIRECTOR OF PUBLIC SAFETY'S APPOINTMENT OF
LUKE SAWYER AS A PART-TIME FIRE FIGHTER

WHEREAS, the Officers of the Fire Department have determined that there is a need to add additional members to the Department; and

WHEREAS, the Department's Officers have determined that Luke Sawyer is an excellent candidate for appointment to the Department; and

WHEREAS, Council desires to confirm the Mayor/Director of Public Safety's appointment of the above individual to the Village's Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Mayor's appointment of Luke Sawyer as a Part-Time Fire Fighter with the Northfield Village Fire Department is hereby and herein confirmed. This appointment shall be conditioned upon the completion and passage of the pre-employment physical and drug screen required of new Village employees.

SECTION 2. That said appointment shall involve a one year probationary period pursuant to the terms of Section 11.04 of the Village Charter.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that it will assist with the proper protection of the Village's residents, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-87
AN EMERGENCY RESOLUTION
CONFIRMING THE MAYOR/DIRECTOR OF PUBLIC SAFETY'S APPOINTMENT OF
MATTHEW TAYLOR AS A PART-TIME FIRE FIGHTER

WHEREAS, the Officers of the Fire Department have determined that there is a need to add additional members to the Department; and

WHEREAS, the Department's Officers have determined that Matthew Taylor is an excellent candidate for appointment to the Department; and

WHEREAS, Council desires to confirm the Mayor/Director of Public Safety's appointment of the above individual to the Village's Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Mayor's appointment of Matthew Taylor as a Part-Time Fire Fighter with the Northfield Village Fire Department is hereby and herein confirmed. This appointment shall be conditioned upon the completion and passage of the pre-employment physical and drug screen required of new Village employees.

SECTION 2. That said appointment shall involve a one year probationary period pursuant to the terms of Section 11.04 of the Village Charter.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that it will assist with the proper protection of the Village's residents, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORHTFIELD RESOLUTION NO. 2016-88

**AN EMERGENCY RESOLUTION AUTHORIZING CERTAIN AMENDMENTS TO THE
2016 APPROPRIATION RESOLUTION AND/OR TRANFERRING ITEMS ALREADY
APPROPRIATED IN THAT RESOLUTION**

WHEREAS, as the result of certain occurrences, information, and expenditures, amendments to the year 2016 Appropriation Resolution and/or transfers of items already appropriated in the Appropriation Resolution are required.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That in order to provide for certain expenditures during the 2016 calendar year, Council hereby and herein authorizes the amendments to the Year 2016 Appropriation Resolution and transfers of items already appropriated in the Year 2016 Appropriation Resolution in the amounts and to the funds set forth in the attachment hereto that is incorporated herein by reference.

SECTION 2. That all formal actions of the Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and were in compliance with all legal requirements.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that this action is required by state law and is necessary for the operation of the Village government, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, President Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-89
AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO RENEW THE
VILLAGE'S AGREEMENT WITH THE LEGAL DEFENDERS OFFICE OF SUMMIT
COUNTY, OHIO FOR INDIGENT REPRESENTATION IN STOW MUNICIPAL COURT

WHEREAS, the agreement between the Village and the Legal Defender's Office of Summit County, Ohio for indigent representation in the Stow Municipal Court expires on December 31, 2016; and

WHEREAS, the Village is required by the State to provide for representation of indigent individuals charged with violations of the Village's criminal code, and the Summit County Legal Defender's Office is currently providing that service; and

WHEREAS, it is the desire of Council to authorize the Mayor to renew the Village's agreement with the Legal Defender's Office of Summit County to provide for such representation for 2017.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That Council hereby and herein authorizes the Mayor to renew the Village's agreement with the Legal Defender's Office of Summit County for the year 2016 to provide representation to indigent defendants in the Stow Municipal Court charged with violations of the Village's criminal code for the amount of \$170 per case. A copy of the agreement is attached hereto and incorporated herein by reference.

SECTION 2. That all formal actions of this Council concerning the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its legal committees and were in compliance with all legal requirements.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that it is a necessary component of the Village's law enforcement responsibilities, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this ____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

AGREEMENT

This Agreement made at the VILLAGE OF NORTHFIELD , Ohio on this _____ day of _____, _____, by and between the VILLAGE OF NORTHFIELD , Ohio, acting by and through its Mayor (or designee) duly authorized by Ordinance/Resolution No. _____, _____, passed by the Council of the VILLAGE OF NORTHFIELD , Ohio on the _____ day of _____, _____, hereinafter referred to as the VILLAGE and the Summit County Public Defender's Commission, One Cascade Plaza Suite 1940, Akron, Ohio hereinafter referred to as the DEFENDER.

WITNESSETH:

WHEREAS, the VILLAGE has entered into an agreement to obtain the services of the DEFENDER to provide legal counsel to indigent persons charged with loss of liberty offenses in its municipal jurisdiction for 2017; and

WHEREAS, pursuant to Chapter 120 of the Ohio Revised Code and Administrative Code 120-1-09 it is necessary to enter into this Agreement in order for said County to obtain reimbursement pursuant to Chapter 120 and Administrative Rule 120-1-09 of the Ohio Administrative Code.

NOW, THEREFORE, in consideration of the mutual covenants, promises, conditions, and terms to be kept and performed, it is agreed between the parties as follows:

Section 1. The DEFENDER shall provide counsel in the Stow Municipal Court to persons charged with a violation of the Codified Ordinances of the VILLAGE OF NORTHFIELD , Ohio, and who meet all the following specifications:

- a. The judge has determined in accordance with Subsection D of Rule 44 of the Ohio Rules of Criminal Procedure that such person is unable to obtain legal counsel.
- b. Such person has not waived the right to counsel in accordance with Rule 43 (C) of the Ohio Rules of Criminal Procedure.

- c. The judge determines that a sentence of confinement may be imposed on such person should he be convicted.
- d. Defines "eligible person" as an individual who at the time this need is determined, to be indigent in accordance with Sections 120.05 and 120.15 of the Ohio Revised Code and Section 120-1-03 of the Ohio Administrative Code and other rules and standards established by the Ohio Public Defender and the Commission.

Section 2. The VILLAGE shall pay to the DEFENDER a fee for the services provided in Section 1 of the Agreement of One Hundred Seventy Dollars (\$170.00) per case for all cases opened between January 1, 2017 through December 31, 2017.

a. The parties hereto agree that said representation of such indigent person shall not exceed the fee schedule in effect and adopted by Summit County, Ohio (said fee schedule currently allows payment of up to \$750.00 per case as and for a trial.)

Section 3. The DEFENDER shall send semi-annual statements to the VILLAGE certifying the number of cases completed during the preceding months.

Section 4. The Agreement shall expire on December 31, 2017.

Section 5. In the event the VILLAGE does not renew this Agreement, the VILLAGE agrees to pay the DEFENDER the amount of One Hundred-Seventy Dollars (\$170.00) per pending case upon the completion of said case.

Section 6. Should the DEFENDER be succeeded by a county defender organized in accordance with the Ohio Revised Code, the DEFENDER may assign its duties under this assignment and shall not be made by either party without the prior written consent of the other; provided, however, that the DEFENDER is expressly authorized to provide the services described in Section 1 through the Legal Defender Office of Summit County, Ohio Inc.

Section 7. Should the DEFENDER or any other entity receive reimbursement for the services performed by the DEFENDER, the DEFENDER shall insure the VILLAGE receives its prorated share of such reimbursement through credit toward the VILLAGE's payment and/or payments, direct or indirect, to the VILLAGE.

Section 8. The DEFENDER shall defend and hold harmless the VILLAGE from any and all claims or liability resulting from the services performed by the DEFENDER under the contract.

Section 9. All amendments to this Agreement shall be in writing and signed by both parties.

Section 10. This contract shall be subject to the approval of the Ohio Public Defender Commission. In addition to indigency determination, all rules, standards and guidelines issued by the Office of the Ohio Public Defender and Ohio Public Defender Commission shall be followed.

IN WITNESS WHEREOF, this Agreement has been executed as of the day and year first above written.

IN THE PRESENCE OF:

VILLAGE OF NORTHFIELD

Witness for Mayor/designee

_____/_____
Mayor (or designee) Date

Witness for Commission

SUMMIT COUNTY PUBLIC
DEFENDER COMMISSION

Approved as to legal form
and correctness:

_____/_____
Date

_____/_____
Law Director Date

OHIO PUBLIC DEFENDER
COMMISSIONER

_____/_____
Date

CERTIFICATE OF DIRECTOR OF FINANCE

I hereby certify that certificates will be furnished on payment orders issued by the _____ under this contract and that sufficient money is in the treasury under this contract and that sufficient money is in the treasury or in the process of collection to the credit of the appropriate fund or division to discharge the VILLAGES's obligation under this contract as authorized by Ordinance/Resolution No. _____, _____.

Director of Finance

**VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-90
AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A
LEASE-PURCHASE AGREEMENT WITH HUNTINGTON PUBLIC CAPITAL
CORPORATION TO FINANCE AN AMBULANCE AND A SALT LOADER**

WHEREAS, by way of Resolution 2016-69, Council authorized the purchase of a new 2017 Lifeline Victoryliner ambulance and authorized the Finance Director to seek financing to assist with the purchase; and

WHEREAS, the Village needs to purchase a new salt loader for the Service Department and wishes to finance the purchase of that equipment as well; and

WHEREAS, the Finance Director has investigated financing options for the above purchases and has determined that the proposal made by Huntington Public Capital Corporation was the best proposal submitted.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, State of Ohio:

SECTION 1. That Council hereby and herein authorizes the Mayor and Finance Director to enter into a Lease-Purchase Agreement with Huntington Public Capital Corporation pursuant to terms that are set forth, or substantially similar to, those contained in the August 31, 2016 Proposal that is attached hereto.

SECTION 2. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health and welfare of the residents of the Village of Northfield for the reason that it will assist with the operation of municipal departments, and this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council



TERM SHEET

Date: August 31, 2016

Type of Transaction: Lease-Purchase Agreement (the "Lease")

Lessee: Village of Northfield

Lessor: Huntington Public Capital Corporation

Escrow Agent: The Huntington National Bank or other mutually acceptable financial institution

Financed Amount: \$185,000.00 and \$139,768.00 (Two Schedules)

Use of Proceeds: To finance an Ambulance and a Salt Loader (the "Equipment")

Structure/Security: The Lease shall be payable from legally available revenues of the Lessee, subject to annual appropriation. Pursuant to the Lease documentation, the Lessee shall hold title to the Equipment and grant Lessor a continuing, first prior security interest in any and all right, title and interest of Lessee in the Equipment and in all additions, attachments, accessions, and substitutions thereto.

Tax Status: Tax-Exempt (Bank Qualified)

Commencement Date: TBD

If escrow funding is required, the Financed Amount will be deposited with the Escrow Agent on the Commencement Date for the benefit of the Lessee. As Equipment is delivered to and accepted by the Lessee, disbursements will be made by the Escrow Agent at the direction of the Lessee and with the written approval of Lessor

Term: Six (6) Years

Payment Frequency: Annual

Lessor Rate: 2.93%

Fees: Documentation Fee (per schedule): \$250.00

Prepayment Option: The Lease may be prepaid at any time (in whole, but not in part) at a price equal to the then outstanding balance ("Balance"), plus accrued interest, plus a prepayment premium calculated as follows: 3% of the Balance if paid in the first 12 months of the Lease Term; 2% of the Balance if paid in the second 12 months of the Lease Term; and 1% of the Balance if paid after the second 12 months of the Lease Term.

Insurance: Lessee, at its own expense, will provide insurance naming Lessor as loss payee and additional insured.

Warranties: Lessor makes no warranties expressed or implied. Lessee's sole warranty rights are any provided by the Equipment vendors and/or manufacturers.

Net Lease: Lessor is not a manufacturer or dealer of equipment. All maintenance, license fees, taxes, insurance, and any other costs related to ownership and operation of the Equipment shall be the responsibility of Lessee.

Documentation: Lessor contemplates using standardized documentation and intends to use in-house legal counsel. If this transaction necessitates that the Lessor use outside legal counsel or incur any other extraordinary expenses, such costs shall be borne by Lessee.

Proposal Expiration: This proposal shall expire at Lessor's option if (a) Lessor has not received the Lessee's written acceptance by September 30, 2016; or (b) if the funding does not occur on or before January 31, 2017.

Huntington Contact: Jill Murphy, Vice President
Director of Business Development – Huntington Public Capital
Phone: 330-841-0179
Email: Jill.Murphy@Huntington.com

Jack Bolender, Senior Vice President
Government Banking Relationship Manager
Phone: 330-498-1539
Email: Jack.Bolender@FirstMerit.com

Accepted By:
Village of Northfield

By _____

Name _____

Title _____

Date _____

Sample Lease Payment Schedule

6 Annual Payments

2.93%

Ambulance

	Date	Payment	Interest	Principal	Balance
Loan	10/31/2016				\$185,000.00
1	1/15/2017	\$ 33,303.42	\$ 1,128.65	\$ 32,174.77	\$152,825.23
2	1/15/2018	\$ 33,303.42	\$ 4,477.78	\$ 28,825.64	\$123,999.59
3	1/15/2019	\$ 33,303.42	\$ 3,633.19	\$ 29,670.23	\$ 94,329.36
4	1/15/2020	\$ 33,303.42	\$ 2,763.85	\$ 30,539.57	\$ 63,789.79
5	1/15/2021	\$ 33,303.42	\$ 1,869.04	\$ 31,434.38	\$ 32,355.41
6	1/15/2022	\$ 33,303.42	\$ 948.01	\$ 32,355.41	\$ -
Grand Totals		\$199,820.52	\$14,820.52	\$185,000.00	

Salt Loader

	Date	Payment	Interest	Principal	Balance
Loan	12/31/2016				\$139,768.00
1	1/15/2017	\$ 25,038.37	\$ 168.30	\$ 24,870.07	\$114,897.93
2	1/15/2018	\$ 25,038.37	\$ 3,366.51	\$ 21,671.86	\$ 93,226.07
3	1/15/2019	\$ 25,038.37	\$ 2,731.52	\$ 22,306.85	\$ 70,919.22
4	1/15/2020	\$ 25,038.37	\$ 2,077.93	\$ 22,960.44	\$ 47,958.78
5	1/15/2021	\$ 25,038.37	\$ 1,405.19	\$ 23,633.18	\$ 24,325.60
6	1/15/2022	\$ 25,038.37	\$ 712.77	\$ 24,325.60	\$ -
Grand Totals		\$150,230.22	\$10,462.22	\$139,768.00	

**VILLAGE OF NORTHFIELD RESOLUTION NO. 2016-91
AN EMERGENCY RESOLUTION AUTHORIZING THE PURCHASE OF A NEW
VOLVO L60G SALT LOADER FROM RUDD EQUIPMENT COMPANY FOR THE
SERVICE DEPARTMENT**

WHEREAS, the Village needs to replace its salt loader; and

WHEREAS, the Mayor and Director of Public Service have investigated options and sought pricing for this unique type of equipment and have determined that the Volvo L60G Salt Loader best suits the Village's needs for the best price; and

WHEREAS, Council desires to authorize the Mayor and Finance Director to purchase a Volvo L60G Salt Loader from Rudd Equipment Company from the State Term Shedule price.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That Council hereby authorizes the Mayor and Finance Director to purchase a Volvo L60G Salt Loader from Rudd Equipment Company based upon the quotation attached hereto in the amount of \$131,122.37, which includes a \$14,000.00 trade-in credit for the Village's 1996 Case 721BXT Loader. The Finance Director is hereby authorized to seek and obtain financing for this purchase.

SECTION 2. That all formal actions of this Council and any actions of its committees that resulted in those formal actions relating to the passage of this Resolution were taken in meetings open to the public and/or in compliance with law.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that it is necessary for the efficient operation of a municipal department, and this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Nicholas Magistrelli, President Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2016.

Tricia Ingrassia, Clerk of Council

September 13, 2016

Village of Northfield
199 Ledge Rd
Northfield, OH 44067

Dear Mr. Walters,

Thank you for talking with our Sales Representative, Chris Kurz, regarding your equipment needs. For your consideration, we are pleased to present the following quotation:

Description	Article Number	STS List Price
L60G	L60G Base Machine	\$161,903.00
WL10600	Language kit	\$0.00
WL20011	20.5R25 BR VJT Tires	\$13,973.00
WL21004	4-Rims	\$3,434.00
WL32007	D6H Engine	\$0.00
WL30007	Fuel Fill Strainer	\$0.00
WL41004	Operators seat ISIR heated	\$1,119.00
WL42001	A/C	\$5,488.00
WL45001	Steering knob	\$0.00
WL45003	Sliding window in door	\$0.00
WL45004	A/C F decal	\$0.00
WL45005	Universal Key	\$0.00
WL45016	Rear view color camera	\$1,760.00
WL45023	Lunch box holder	\$0.00
WL45027	Anchorage manual	\$0.00
WL54001	Back up alarm	\$0.00
WL64001	Sep attachment locking	\$2,022.00
WL71005	Footsteps front frame	\$246.00
WL71009	Footstep right side	\$0.00
WL83001	Decals	\$116.00
WL86013	Cover plates, rear frame	\$0.00
WL88009	CareTrack Satellite	\$0.00

WL88011	CareTrack 3 year Sub.	\$0.00
WL89006	Accumulator cold climate	\$0.00
WL85345	Volvo quick coupler	\$4,265.00
WL33002	Engine block heater 120V	\$770.00
WL37001	Reversible Cooling fan	\$1,035.00
WL41003	ISRI Air susp heated Oper seat	\$2,142.00
WL43002	Radio w/ CD player	\$856.00
WL44002	LH Radio mounting kit	\$891.00
WL47001	Single lever hyd control	\$1,030.00
WL51001	Rotating warning beacon	\$462.00
WL80001	Boom suspension	\$5,227.00
WL81001	Logging counterweight	\$979.00
WL30008	Fuel Heater	\$799.00
WL45201	Reaview mirrors, el, adj, heat	\$370.00
WLA83887	98" 2.5 cy H/O STE GP bucket	\$9,216.00
WLA80134	98" BOCE	\$1,154.00

Total STS Pricing \$219,257.00

Less 37.6% STS discount - **82,440.63**

STS Sale Price, FOB, Northfield, OH \$136,816.37

NON-STIS Items

Auto Lube	WL70005	\$8,013.00
Lube	WL70001	\$293.00

Trade-in: 1996 Case 721BXT loader: Trade amount \$14,000.00

Standard warranty is one year or 2,500 hours from date of delivery, whichever occurs first.

Quotation does not include sales tax, if applicable. Pricing is good for thirty days. We appreciate the opportunity to quote on your equipment requirements. If you have any questions, please do not hesitate to call.

Sincerely,

RUDD EQUIPMENT COMPANY
Martin McCutcheon
Branch Vice President – Columbus/Cleveland